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In re Application of	:	
Lehmann et al	:	DECISION ON RENEWED
Application No.: 10/009131	:	
PCT No.: PCT/EP00/03860	:	
Int. Filing Date: 28 April 2000	:	PETITION UNDER
Priority Date: 06 May 1999	:	
Attorney's Docket No.: SMB-PT036	:	
For: DEVICE FOR PERFORMING ANALYSES	:	37 CFR 1.47(a)
ON CELL-CULTURES	:	

This decision is in response to applicant's " SECOND RENEWED PETITION UNDER 37 CFR 1.47(a)" filed on 13 November 2003 in response to a decision by this Office dated 30 September 2003.

### **BACKGROUND**

The decision by this Office dated 30 September 2003 indicated that requirements (2)-(4) had not been satisfied. In addition, the decision stated that the Declaration provided was defective since it was not complete.

On 13 November 2003, petitioner filed this renewed petition accompanied, inter alia, an executed declaration by all the inventors.

### **DISCUSSION**

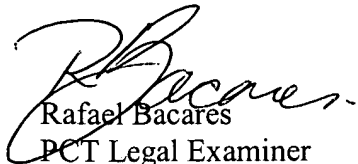
The second renewed petition states subsequent to the date of the Decision, Bernhard Wolf, executed a declaration. The declaration is now signed by all the inventors.

Accordingly, the declaration submitted on 13 November 2003 complies with 37 CFR 1.497(a) and (b).

### **CONCLUSION**

The petition under 37 CFR 1.47(a) is **MOOT**.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for continued processing consistent with this decision. The 35 USC 371(c)(1), (c)(2), and (c)(4) date of this application is **13 November 2003**



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